

1 UNITED STATES DISTRICT COURT
2 FOR THE DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,)

4 Plaintiff,)

5 WALKER RIVER PAIUTE TRIBE,)

6 Plaintiff-Intervenor,)

7 vs.)

8 WALKER RIVER IRRIGATION DISTRICT,)
a corporation, et al.,)

9 Defendants.)

10 MINERAL COUNTY,)

11 Plaintiff-Intervenor,)

12 vs.)

13 WALKER RIVER IRRIGATION DISTRICT,)
14 a corporation, et al.,)

15 Defendants.)

IN EQUITY NO. C-125-MMD
Subproceeding: 3:73-CV-00128-MMD-CSD

**[PROPOSED] ORDER REGARDING
MINERAL COUNTY'S REPORT
CONCERNING RULE 4 SERVICE ON
FINAL LIST OF CALIFORNIA
RIPARIAN PROPERTY OWNER
DEFENDANTS**

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17 This Order follows Mineral County's filing of its *Report Concerning Rule 4 Service on*
18 *Final List of California Riparian Property Owner Defendants* (Feb. 11, 2022) (ECF 1029), and
19 its *Supplemental Report Concerning Rule 4 Service on California Riparian Property Owner*
20 *Defendant Brian R. Reed* (Feb. 28, 2022) (ECF 1035) (together "Service Reports").

21 Any comments or objections were to be made no later than March 14, 2022. Mineral
22 County reports that it has received no responses to its Service Reports.

23 Having reviewed Mineral County's Service Reports and supporting materials, the Court
24 hereby APPROVES and ORDERS the relief requested therein by Mineral County.
25

26
27 **[Proposed] Order Regarding Mineral County's Report Concerning Rule 4 Service on Final**
28 **List of California Riparian Property Owner Defendants**

1 Attachment A to this Order is a list of spelling corrections to the caption in this
2 subproceeding. Attachment B to this Order is a list of persons and entities who are hereby
3 DISMISSED from this action without prejudice pursuant to this Order. Attachment C to this
4 Order is a list of persons and entities that are hereby ADDED to the Court's Unrepresented
5 Parties list pursuant to this Order. Attachment D to this Order is a list of persons and entities for
6 which the Court has determined that SERVICE IS COMPLETE pursuant to this Order, based on
7 Mineral County's Service Reports.
8

9 The Court hereby CONFIRMS that Rule 4 personal service is complete as to all named
10 Defendants in this subproceeding. Therefore, consistent with the procedure followed in the 3:73-
11 cv-0127 subproceeding, the Court hereby ORDERS Mineral County to file a motion for service
12 by service by publication, which will provide notice of this litigation to any potential
13 unidentified Defendants in the categories of water users in the Walker River Basin that the Court
14 has ordered Mineral County to serve, and which also will provide notice of this litigation to the
15 general public.
16

17 IT IS SO ORDERED this ____ day of _____, 2022.

18
19 UNITED STATES MAGISTRATE JUDGE

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Respectfully submitted this 11th day of April, 2022,

/s/ Iris Thornton

Simeon M. Herskovits, Nevada Bar No. 11155

Iris Thornton, *pro hac vice*

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/s/ T. Jaren Stanton

T. Jaren Stanton, Nevada Bar No. 15362

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Attorneys for Mineral County, Nevada

**ATTACHMENT A TO ORDER REGARDING MINERAL COUNTY’S REPORT
CONCERNING RULE 4 SERVICE ON FINAL LIST OF CALIFORNIA RIPARIAN
PROPERTY OWNER DEFENDANTS**

**SPELLING CORRECTIONS TO THE LIST OF CALIFORNIA RIPARIAN PROPERTY
OWNER DEFENDANTS**

1. “Scott Hayes Cleatus” is amended to read “Cleatus Scott Hays”
2. “Sceirene Enterprises, LLC” is amended to read “Sceirine Enterprises, LLC”
3. “Ann Elizabeth Segerstom” is amended to read “Ann Elizabeth Segerstrom”
4. “Elizabeth Torres” is amended to read “Nancy Elizabeth Torres”
5. “White Trust, Dated November 6, 1990, Jefferey A. and Sharon E. White, Trustees” is amended to read “White Trust, Dated November 6, 1990, Jeffrey A. and Sharon E. White, Trustees”

**ATTACHMENT B TO ORDER REGARDING MINERAL COUNTY'S REPORT
CONCERNING RULE 4 SERVICE ON FINAL LIST OF CALIFORNIA RIPARIAN
PROPERTY OWNER DEFENDANTS**

**LIST OF CALIFORNIA RIPARIAN PROPERTY OWNER DEFENDANTS THAT ARE
DISMISSED**

1. **Antelope Valley Fire District**
2. **Billeb, Gregory**
3. **Billeb, James William**
4. **Finch, Sandee F. Revocable Trust, Sandee F. Wills, Trustee**
5. **Hoffmann Revocable Trust, Dated February 11, 2019, Walter and Kathleen Hoffmann, Trustees**
6. **Marti, The Family Trust, Dated June 21, 2013, Stephen A. and Loretta B. Marti, Trustees**
7. **Mendoza, Ann**
8. **Mendoza, Ralph**
9. **Pierce, George A. (as Trustee of the George A. and Evangelina C. Revocable Living Trust, George A. Pierce and Evangelina C. Pierce, Trustees) (The Trust will remain as Defendant, Evangelina C. Pierce, Trustee).**
10. **Rowan, Mary Jean**
11. **Wallace, Karen**

**ATTACHMENT C TO ORDER REGARDING MINERAL COUNTY'S REPORT
CONCERNING RULE 4 SERVICE ON FINAL LIST OF CALIFORNIA RIPARIAN
PROPERTY OWNER DEFENDANTS**

**LIST OF DEFENDANTS THAT ARE ADDED TO THE COURT'S UNREPRESENTED
PARTIES LIST**

1. **The Kathleen Bernato 2003 Living Trust, Dated March 23, 1994, Kathleen Bernato, Trustee**
2. **Bridgeport Public Utility District**
3. **Mondon, Perry R.**
4. **Sierra East Homeowners' Association**

**ATTACHMENT D TO ORDER REGARDING MINERAL COUNTY'S REPORT
CONCERNING RULE 4 SERVICE ON FINAL LIST OF CALIFORNIA RIPARIAN
PROPERTY OWNER DEFENDANTS**

**LIST OF CALIFORNIA RIPARIAN PROPERTY OWNER DEFENDANTS FOR WHOM
THE COURT FINDS THAT RULE 4 SERVICE IS COMPLETE**

1. 69 Ranch, Inc.
2. Aberizk, Debra A.
3. Adams, The Lester G. Adams and Jean D. Survivor's Trust, Vicki Kay Paulbick and Jean D. Adams, Trustees
4. Ahmad, Tariq
5. Alaniz, Nancy
6. Alaniz, Ricardo
7. Aliff, Jay W.
8. Aliff, Rebecca L.
9. Alston, Margaret
10. Amos, The Richard Douglas Revocable Living Trust, Dated December 11, 1992, Richard Amos, Trustee
11. Amp Films, Inc., DBA Paradise Shores RV Park
12. Andreassen, Earl
13. Annett Family Trust, Norman W. and Kellie Annett, Trustees
14. Arendas, Christine L.
15. Ashurst, Gary
16. Austin, Maybra A.
17. Babcock, E. & M. Revocable Trust, Dated September 20, 2015, Edward L. Babcock and Marilyn Babcock, Trustees
18. Bacon, The Exempt Decedent's Trust Under the Milton E., Jr. 1992 Trust Agreement (As Restated), Dated April 26, 2007, Mary Lee Parker Bacon, Edward Ford Bacon, and Katherine Bacon, Trustees
19. Bacon, The Nonexempt Decedent's Trust Under the Milton E., Jr. 1992 Trust Agreement (As Restated), Dated April 26, 2007, Mary Lee Parker Bacon, Edward Ford Bacon and Katherine Bacon, Trustees
20. Baima, Sandra K.
21. Baima, Thomas F.
22. Barnato, The Kathleen 2003 Living Trust, Dated March 23, 1994, Kathleen Barnato, Trustee
23. Barnes, The R. & A. Trust, Dated December 16, 1999, Robert I. and Agnes L. Barnes, Trustees
24. Batatian, Mark M.
25. Batatian, Patricia J.
26. Bentley Family Trust, Patty S. Bentley, Trustee
27. Berry, Thomas P.
28. Berry, Timothy
29. Berry, William S
30. Berry-Rathsack, Lori
31. Boardman Family Trust, Dated April 30, 2008, Nancy Boardman, Trustee

Order re Mineral County California Riparian Service Report – Attachment D

32. Bostrom, Robert F.
33. Brandon, Arnold Dean
34. Brandon, Matthew Shane
35. Bridgeport Properties Trust, Dated October 25, 2006, Patrick Parraguirre, Trustee
36. Bridgeport Public Utility District
37. Bridgeport Storage Units, LLC
38. Bridges, Ann
39. Brooks 2009 Trust, John R. Brooks, Trustee
40. Brooks, The Lynnette L. Survivor's Trust, Lynette L. Brooks, Trustee
41. Brown, Estate of Roy A., Debi L. Smith, Executrix
42. Brown, Robert C. Family Trust, Dated February 28, 2014, Robert C. Brown, Trustee
43. Brown, William Elmwood
44. Brueckner, Eric
45. Bryant, Beverlee A.
46. Bryant, William A.
47. Bundy-Napp, The Leontine 2009 Trust, Leontine Bundy-Nappe, Trustee
48. Byrd, Jerry W.
49. Byrd, Nyla L.
50. Callahan, Michael D.
51. Cano, Albert G.
52. Carruth Family Trust, Dated August 2, 2001, Dennis C. and Lina S. Carruth, Trustees
53. Casados Living Trust, Dated December 10, 2009, Debra Lynn Casados, Trustee
54. Cassidy, Annette
55. Castaneda, Diana Theresa
56. Castaneda, Russell P.
57. Cavnar, Donn
58. Cecil, The John and Shirley Revocable Living Trust, John Dow and Shirley Diane Cecil, Trustees
59. Chango, Damian S.A.
60. Chichester, Gerry Trust, Dwain Chichester Trustee
61. Chichester, Alan
62. Chichester, Dwain
63. Chichester, Judy
64. Chichester, Lloyd K.
65. Chop, Frank Albert
66. Clark, The Family Trust, Dated June 11, 2009, Drew J. and Ruth E. Clark, Trustees
67. Clark, Veronica I.
68. Clifton, Charles G.
69. Cochran, Lauretta L.
70. Cochran, Phillip A.
71. Coffron, James R.
72. Coffron, Judith M.
73. Cordtz, Jeff
74. Cowcamp, LLC
75. Curry Family Trust, Dated June 14, 2011, Robert R. Curry and Bonnie L. Curry, Trustees
76. Curti Land Company, LLC

77. Curti Ranch, LLC
78. Daniels, Victoria
79. Davis Diane L.
80. Davis, Karen A.
81. Disbro, Heather J.K.
82. Disbro, James S.
83. Donahue, Karen
84. Donahue, Roger
85. Donovan, Dwight
86. Donovan, Heather
87. Double R. Family Ranch, LLC
88. Drew, Stella Marie
89. Duncan, Loraine
90. Dunn, Robert
91. Dunn, Tammy
92. Durfee Trust, Dated October 19, 2007, James Lee and Kathryn M. Durfee, Trustees
93. Dykes, Gary P.
94. Eastern Sierra Land Trust
95. Eaton, The K. J. Family Trust, Dated October 25, 2011, Kenneth A. and Joan C. Eaton, Trustees
96. Eberhardt, Richard L.
97. Eberhardt, Susan W.
98. Emery, Dawne
99. Emery, The Brett A. Revocable Trust UTD December 27, 1999, Brett A. Emery, Trustee
100. Enos, The Maynard M. Enos and Ann L. Revocable Trust Under Trust Agreement Dated March 16, 1995, Maynard M. and Anne L. Enos, Trustees
101. Etcheberry Family Trust, Paul W. Etcheberry and Lois E. Etcheberry Trustees
102. Farias Trust, The, Dated September 1, 2016, Leslie Farias Trustee
103. Fascia, Erick R.
104. Felber, The John H. Trust, Dated September 4, 2002, John H. Felber, Trustee
105. Freer, The Linda Family Trust, Dated November 23, 2003, Linda Freer, Trustee
106. Fulstone, Suellen
107. Gansberg Family Trust, Dated December 22, 2003, Chris and Faye Gansberg Trustees
108. Gansberg, Todd 2021 Trust, Todd C. Gansberg, Trustee
109. Gansberg, Todd C.
110. Gerbig, Josephine A.
111. Gilleland, Avery C., Jr.
112. Gilleland, Theresa A.
113. Gilster, The George W. Gilster and Carol D. Family Trust, Dated August 27, 1990, George W. and Carol D. Gilster, Trustees
114. Giovacchini Family 1989 Trust, Trust "A", Sherri Billman, Trustee
115. Gladding Family 1995 Trust, The, Marion A. Gladding, Trustee
116. Gomes, Christopher J.
117. Gomes, Samantha S.
118. Graves, Olive Mae Trust, Olive Mae Graves, Trustee
119. Hair, Rochelle

120. Haley Underground, Inc.
121. Hall Family Trust, The, Dated May 6, 1986, Mark H. Hall and Nadine Hall, Trustees
122. Hall, The Chad T. Irrevocable Trust, Dated January 1, 1989, Mark H. Hall, Trustee
123. Hall, The Gregson B. Irrevocable Trust, Dated January 1, 1989, Mark H. Hall, Trustee
124. Hall, The Mark H. Irrevocable Trust, Dated January 1, 1989, Mark H. Hall, Trustee
125. Hamlin, David R.
126. Hamlin, Joyce
127. Hamlin, Robert E.
128. Hampel Living Trust, Dated March 20, 2006, Robert and Annette L. Hampel, Trustees
129. Haramis Family Trust, Dated May 31, 2018, Costa and Alison Haramis, Trustees
130. Harmon, The Everett E. and Caroline F. Family Trust, Everett E. and Caroline F. Harmon, Trustees
131. Hawkins, Cole C.
132. Hays, Cleatus Scott
133. Hays, Ivan E.
134. Hersey, Estate of Clair L.
135. Hickey Living Trust, The, Dated April 4, 2001, Patrick and Shin M. Hickey, Trustees
136. Hilton, William Barron Trust U/D/T March 16, 1992, William Barron Hilton, Trustee
137. Himmelrick, Jeffrey C.
138. Himmelrick, Martha
139. Hollender, George W.
140. Holmberg, Michael Frederick
141. Hontalas Trust, Dated August 30, 2012, Theodore J. Hontalas and Randi M. Hontalas, Trustees
142. Hudeco, Inc.
143. Huggans Survivors Trust, Jan K. Huggans, Trustee
144. Humiston, Karin S.
145. Hussman, Mary Fulstone
146. Hysell Family Trust, Carol Hysell, Trustee
147. Johnson, Laurence William and Janus Leta Trust/Survivor's Trust, Dated December 7, 2005, Janus Leta Baez, Trustee
148. Johnson, Richard D.
149. Johnson, The Donald M. Trust, Created December 3, 2009, Donald M. Johnson, Trustee
150. Joseph, Marcia
151. Katusich, Mary L.
152. Katusich, Michael W.
153. Kelly Family Trust, Dated November 1, 2017, Timothy and Lisa Kelly, Trustees
154. Kelly, James V.
155. Kelly, Suzanne D.
156. Kircher, Roger R. 2005 Revocable Trust, Roger R. Kircher, Trustee
157. Knauss, Mark A.
158. Koketsu, Kristen Asano
159. Kraft, Kevin G.
160. Kraft, Trust "B" Warren J. Kraft and Carrell B. Declaration of Trust Dated July 2, 1987, Warren J. Kraft, Trustee
161. Lafferty 2001 Family Trust, Dated November 26, 2001, Loren W. Lafferty and Elizabeth T. Lafferty, Trustees

162. Lancaster Family Living Trust, Shirley J. and Wallace A. Lancaster, Trustees
163. Lembas, The Barbara J. 1982 Trusts, Dated December 8, 1982, Barbara J. and Gerald G. Lembas, Trustees
164. Lezak 2009 Revocable Family Trust, Dated April 27, 2009, Cheryl Lezak, Trustee
165. Linn, The 2013 Family Trust, Dated June 12, 2013, Steven J. and Kathleen L. Linn, Trustees
166. Little, Brinn E. (DBA Virginia Creek Settlement)
167. Little, James Edgar (DBA Virginia Creek Settlement)
168. Locke, Karen M.
169. Locke, Michael E.
170. Long, R. D. Long and Terry R. Trust, Dated June 10, 1997, Richard and Terry Long, Trustees
171. Lozenski, James L.
172. MacBride, John
173. MacBride, Pam A.
174. Madrigal, Maria C.
175. Marine, Robert P. Marine and Rose M. Revocable Living Trust, Dated January 11, 1990, Robert P. Marine and Rose M. Marine, Trustees
176. Marsh, Bick
177. Martin, The 2005 Lenore Revocable Trust, Dated March 31, 2005, Lenore M. Martin, Trustee
178. Martinez, Marlene Ann
179. Masterson, Marianne J. 2000 Living Trust, Marianne J. Masterson, Trustee
180. May Living Trust, Dated December 30, 2019, Michael M. May, Trustee
181. May, Michael L. Trust, Dated July 7, 2010, Michael L. May, Trustee
182. Mayer, Linda D.
183. Mayer, William T.
184. McCann, John C.
185. McCoy Cheryl Ann
186. McDevitt, Daniel P.
187. McDonnell, Patricia Trust, McDonnell Patricia, Trustee
188. McKnight, Janice
189. McKnight, John
190. McPhee, Allan E.
191. Mondon, Perry R.
192. Morehead, Hilton 2009 Trust, Dated September 21, 2009, Martin Andrew Hilton and Elizabeth Riegle Morehead, Trustees
193. Morris, Brianna
194. Morris, Lori A.
195. Morris, Robert D.
196. Mueller Family Trust, Dated September 20, 2018, Joseph R. Mueller and Shelby M. Mueller, Trustees
197. Neff, Brian Wayne
198. Neff, Colleen
199. Neff, Glenn
200. Nelson, Jeanette
201. Newbold, Richard D.

- 202. Newell, James Allen
- 203. Newell, Patricia Black
- 204. Nolan, Angelle
- 205. Nolan, Edward T.
- 206. Ocheltree, Jeffrey
- 207. Ocheltree, Tammy
- 208. Ocskay, Oliver
- 209. Orchard, The Cathleen Living Trust, Dated March 16, 2000, Cathleen Orchard, Trustee
- 210. Ossofsky, William E.
- 211. Padgett, Dawn L. Revocable Trust, Dated January 25, 2006, Dawn L. Padgett and Dick Padgett, Trustees
- 212. Pagni, David L.
- 213. Pahmeier, Gailmarie
- 214. Park Livestock Co., Inc.
- 215. Park, Estate of Brooks, David Wallace Park and Katie Park Executors
- 216. Park, Estate of Jeanne C., David Wallace Park and Katie Park Executors
- 217. Parker, Caroline A.
- 218. Parraguirre, P.C. Family Trust, Dated April 13, 1993, Ronald and Kathleen Parraguirre, Trustees
- 219. Pemberton, The Lynda A. Revocable Living Trust, Dated June 14, 1997, Lynda A. Pemberton, Trustee
- 220. Peters, John
- 221. Pierce, George A. Pierce and Evangelina C. Revocable Living Trust, Evangelina C. Pierce, Trustee
- 222. Pinecrest on Hackamore, LLC
- 223. Poore Family Trust, Dated October 4, 2019, Danny Dale Poore and Melissa L. Poore, Trustees
- 224. Presto Revocable Trust, Renee Presto, Trustee
- 225. Prindiville, The Family Trust, Dated October 13, 1994, Michael John and Penny Louise Prindiville, Trustees
- 226. Pritchett, Sandra L.
- 227. Quinlan/Tiernan Family Trust, The, U/D/T Dated December 18, 1995, Timothy Bev Tiernan and Katherine Jane Quinlan, Trustees
- 228. Reck, Kristy Lin
- 229. Reck, Ronald Ray
- 230. Reed, Brian R.
- 231. Rehm, Rudolph
- 232. Rich, Margaret
- 233. Rich, Roxanne E.
- 234. Rudd, Laurel L.
- 235. Russell, Lynn M. Revocable Living Trust U/A/D October 30, 2007, Lynn M. Russell, Trustee
- 236. Sain, The Harry M. Sain and Mary Phyllis Trust Agreement, Dated January 26, 1993, Harry M. Sain and Mary Phyllis Sain, Trustees
- 237. Sanchez, Jamie L.
- 238. Sceirine Enterprises, LLC
- 239. Joe and David Sceirine Ranches

- 240. Schoonover Family Trust, Dated May 29, 2003, John B. and George Ann Schoonover, Trustees
- 241. Sciarani, Arnold Mark
- 242. Sciarani, Arnold Revocable Living Trust, Dated January 4, 2018, Arnold M. Sciarani, Trustee
- 243. Sciarani, E., Inc.
- 244. Seago, Joanne Living Trust, Joanne Seago, Trustee
- 245. Segerstrom, Ann Elizabeth
- 246. Segerstrom, David Charles
- 247. Segerstrom, Donald I.
- 248. Segerstrom, Estate of James Farrell, Shiree Segerstrom, Executrix
- 249. Segerstrom, Steven Henry
- 250. Sergieff, Sally
- 251. Shanahan Family Trust, Patricia Boardman, Trustee
- 252. Sierra East Homeowners' Association
- 253. Silvester Family Trust, Dated May 27, 2009, Gerry and Margaret Silvester, Trustees
- 254. Sims, Nancy W.
- 255. Skinner/Galisky Family Trust, Dated April 1, 2016, David Skinner and Elaine Galisky, Trustees
- 256. Skvarna, Edward B.
- 257. Smith, Barbara
- 258. Smith, Debi L.
- 259. Smith, The Inter-Vivos, Revocable Family Trust of Norville W. Smith and Indra A., Norville and Indra Smith, Trustees
- 260. Sportsmens Bar & Grill LLC
- 261. Stai, Isla M.
- 262. Stoffel, The Family Trust U/D/T November 26, 2002, George Donald and Marilyn Stoffel, Trustees
- 263. Stone Family Trust, The, Dated November 25, 2008, Daniel and Cynthia Stone, Trustees
- 264. Stone, Douglas D.
- 265. Stone, Holly A.
- 266. Stoy Family Trust, Dated October 22, 2015, Karl E. Jr and Jane E. Stoy Trustees
- 267. Strong, Charles W.
- 268. Strong, Cornelia Susan
- 269. Swearngin, Mary
- 270. Swearngin, Stephan
- 271. Sweetwater Project, LLC
- 272. Testerman, Marvin R.
- 273. The Wildlands Conservancy
- 274. Tholke, Rachel Smith 1982 Trust, Dated May 9, 1982, Dawn R. Cooper, Successor Trustee
- 275. Thompson, R.D. & S.K. Trust, Richard D. Thompson and Sharon K. Thompson, Trustees
- 276. Thompson, Richard C.
- 277. Tiernan, Carolyn
- 278. Topaz Ranch, Inc.
- 279. Torres, Nancy Elizabeth
- 280. Torres, Merlin

- 281. Triple D Ranches, LLC
- 282. Ullman Livestock, LLC
- 283. Valdez, Ramon & Myrna Revocable Trust, Ramon V. Valdez and Myrna E. Valdez, Trustees
- 284. Valladon, The Brad E. Trust, Dated September 22, 2011, Brad E. Valladon, Trustee
- 285. Vaughan, Katherine
- 286. Ventura Hotel Corporation
- 287. Verdugo, Gayle H.
- 288. Verdugo, Paul R.
- 289. Walker Baptist Church, Inc.
- 290. Walker River Ranch, LLC
- 291. Wallace, Earl K.
- 292. Webb, Carolyn J.
- 293. Webb, John S.
- 294. Wehausen, John
- 295. Weil, Meghan M.
- 296. Weil, Robert B.
- 297. Welsh, Diane Jeanne
- 298. Welsh, Ned
- 299. Westfork
- 300. White Trust, Dated November 6, 1990, Jeffrey A. and Sharon E. White, Trustees
- 301. White, Barry W.
- 302. Willis, Marlene
- 303. Willis, Randall
- 304. Woods, Eric
- 305. Woods, Merrilee Gray
- 306. Woodworth Family Trust, Bruce and Alison Woodworth, Trustees
- 307. Woodworth, Bruce
- 308. WRL, LLC
- 309. Zakar, Raymond
- 310. Zetterbaum Trust, Dated October 2, 1991, Martha and J.M. Zetterbaum, Trustees